

City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov



Council Agenda

Wednesday, April 26, 2006

7:00 PM

Council Chambers, 8th Floor, City Hall

City Council

*Randall A. Gilliland, Angela Lee Leary, Charles N. Sapp,
Joseph H. Spencer, II, Turner M. Spencer, Rhet Tignor,
Ross A. Kearney, II, Mayor*

Staff:

Jesse T. Wallace Jr., City Manager

Cynthia Hudson, City Attorney

Katherine K. Glass, Clerk of Council

Brenda J. Vaccarelli, Deputy Clerk

WELCOME TO THE HAMPTON CITY COUNCIL MEETING

Because of the large number of matters that need consideration, the City Council has established a meeting format and certain guidelines for citizen participation. These help ensure that everyone who wishes to speak can do so, and that the Council can benefit from hearing as many different people as possible in the shortest time. From time to time, It may be in the public's interest to change the format and guidelines, and the Council can do so at its discretion without prior notice.

THE ORDER OF BUSINESS

The Council generally conducts meetings in the following order:

- (1) Call to Order
- (2) Ceremonial Matters
- (3) Consent Agenda
- (4) Regular Business Agenda
- (5) Audiences Granted to the General Public
- (6) Miscellaneous New Business
- (7) Adjournment

Agenda items are taken up one at a time in the order in which they are listed. Matters on the consent agenda are routine and are adopted by one motion without separate discussion. However, items can be moved from the consent agenda to the regular agenda upon request by a citizen or a member of the Council. Keep in mind that the agenda is for the convenience of the public and the Council, and that it can be altered by the Council at any time without prior notice when the Council considers it in the public's interest to do so.

CITIZENS ARE INVITED TO PARTICIPATE

The City Council has adopted a five (5) minute time limit policy for individuals desiring to address issues before this body. If you wish to address the City Council, please sign in before the meeting on the sign-up sheet located in the rear of Council Chambers. Please include your name and the subject on which you wish to speak, including the docket number if it is an item on the agenda. If you wish to address Council on a non-agenda item, the permission of Council is necessary.

If you are with a group of people, you may want to have a spokesman or two present your position to the Council and have others in agreement recognized by standing. The Council will always try to hear everyone who wishes to speak on a subject, but sometimes discussion has to be limited due to time. If the previous speaker has stated your position, you may make that known by reference (for example, "I agree with the position stated by Mr. Jones and have nothing further to add"). Repetition of positions by more than one speaker often uses more time than necessary.

Speakers are generally limited to one appearance, although Council can allow exceptions at its discretion. If possible, you should speak from prepared remarks to the subject under discussion. Irrelevant comments use others' time and your own and detract from your statements on the matter being considered.

Meetings of the Council are formal proceedings, and all comments are recorded on tape and by stenographer. For that reason, you are requested not to speak from your seat or out of turn. When you are called by the presiding officer, please follow these steps:

- (1) Come forward to the speaker's podium.
- (2) State your name and address
- (3) State your conclusion and give facts and other data to back it up.
- (4) If you represent a group or organization, ask the others to rise and be recognized.
- (5) If you have a written statement, give it and other supportive material to the Clerk for the record.

The above guidelines are intended to encourage the greatest possible participation by citizens at Council meetings. They can be modified at any time by the Council at its discretion and without prior notice.

Thank you for taking your time to participate in the Council meeting. Good government depends on the interest and involvement of you and your fellow citizens. We invite you to return.

CALL TO ORDER/ROLL CALL

INVOCATION - Mr. Arnold Lorea, member of the Military Affairs Committee (MAC)

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

CONSENT AGENDA

Consent Items - Second Reading

1. **06-0199** An ordinance to amend the Code of the City of Hampton, Chapter 37, Article II, entitled, "REAL ESTATE TAXES" by adding thereto a new Section 37-17.2 and by amending and re-enacting Section 37-16, Section 37-17, Section 37-17.1, Section 37-18, Section 37-19, Section 37-20, Section 37-21, Section 37-22, Section 37-23, Section 37-25, Section 37-27 and Section 37-29.

Consent Items - First Reading

2. **06-0242** Resolution authorizing the appropriation of \$15,340 from the Economic Development Fund to the Industrial Development Authority for the construction of approximately 1,920 linear feet of pedestrian walkway on Howmet Drive in Copeland Industrial Park.
3. **06-0248** Resolution Approving FY06 Third Quarter Budget Adjustments

Consent Items - Other

4. **06-0218** Pembroke Avenue/Armistead Avenue Intersection Improvements - Engineering Services Project No. 07-005
5. **06-0225** Virginia Summer Food Service Program
6. **06-0237** Acquisition of right-of-way from Community Presbyterian Church located at 400 Fox Hill Road.
7. **06-0244** A Resolution Authorizing the Execution of An Agreement of Sale For the Purchase of Property known as Pressey Lane, Lot 2; Pressey Lane 90; and 55 Pressey Lane from Remy G. Girard.

8. **06-0245** A Resolution Authorizing the Execution of An Agreement of Sale For the Purchase of Property known as 915 N. Armistead Avenue, from North Armistead Properties, LLC, a Virginia Limited Liability Company.
9. **06-0247** A Resolution Authorizing the Execution of An Agreement of Sale For the Purchase of Property known as 701 N. Armistead Avenue, Armistead Avenue North, 726 Back River Road, and Back River Road North, from Betty E. Stevens.
10. **06-0250** Armistead Pointe Property - Revised Master Plan Engineering Services Project
11. **06-0251** Settlers Landing Road-On Street Parking Lanes Engineering Services Project No. 05028
12. **06-0252** Traffic Signal Installation on Armistead Avenue at Freeman Drive Engineering Services Project No. 07-002
13. **06-0253** Armistead Avenue/Link Road Improvements - Phase 1A Engineering Services Project No. 02-018
14. **06-0254** Approval of Minutes from Special Council Budget Meeting of March 29, 2006, and of the Afternoon and Evening Council Meetings of April 12, 2006.
15. **06-0257** Resolution Authorizing Release of Restrictive Covenant at 44 Fulton Street, Hampton, Virginia
16. **06-0258** Resolution Accepting The Conveyance Of Property By The Industrial Development Authority Of The City Of Hampton, Virginia To The City of Hampton, Virginia

PRESENTATIONS, PROCLAMATIONS, AWARDS

17. **06-0228** In Recognition of the 50th Anniversary of Smitty's Better Burger
18. **06-0177** Proclamation in Recognition of the 5th Anniversary of the Hampton Triad.
19. **06-0200** Proclaiming May 14-20, 2006, as Women's Health Week in the City of Hampton.
20. **06-0208** Proclamation for National Military Appreciation Month May 1, 2006 to June 14, 2006 for Langley Air Force Base

21. **06-0209** Proclamation for National Military Appreciation Month May 1, 2006-June 14, 2006 for Fort Monroe
22. **06-0210** Proclamation for National Military Appreciation Month May 1, 2006-June 14, 2006 for NASA Langley Research Center
23. **06-0211** Proclamation for National Military Appreciation Month May 1, 2006-June 14, 2006 for the Veterans Administration Medical Center
24. **06-0212** Proclamation for National Military Spouse Day May 12, 2006
25. **06-0217** Proclaiming May 14-20, 2006, as Police Memorial Week in the City of Hampton.
26. **06-0226** International Children's Festival Award Presentations -- Committee & Sponsor Recognitions
27. **06-0229** Proclamation for Public Service Recognition Week
28. **06-0230** Proclaiming May 7-13, 2006 as Building Safety Week in the City of Hampton.
29. **06-0231** Proclaiming May 20-26, 2006 as Safe Boating Week in the City of Hampton.
30. **06-0233** Resolution proclaiming May 2006 as Neighborhood Month in the City of Hampton and recognition of the 2006 Neighborhood Month Essay Contest Winner, Elizabeth Campbell, a student at Eaton Middle School and a resident of the Westview Lakes neighborhood.

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

PUBLIC HEARINGS

Fiscal Year Budget Hearings

31. **06-0243** Public hearing to obtain the views of citizens on the proposed 2006-2007 Consolidated Annual Action Plan for Housing and Community Development, which includes the fiscal year 2006-2007 Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Program budgets.
32. **06-0246** Public hearing to receive citizens' comments relative to the Fiscal Year 2007 General Fund, Capital Improvement Fund, Solid Waste Management Fund, Stormwater Management Fund, Wastewater Management Fund, E-911 Fund, EXCEL Fund, The Hamptons, Economic Development Fund and Hampton Roads Convention Center budgets.

- 33. 06-0240** Public Hearing to receive citizens' comments relative to the proposed decrease in the Real Estate Property Tax from \$1.20 per \$100 assessed value to \$1.17 per \$100 assessed value.

GENERAL ITEMS

Ordinances

- 34. 06-0215** Ordinance to Amend and Re-Enact Chapter 21, Division 2, Residential Parking Permit Program, Section 21-161. Definition.

Resolutions

- 35. 06-0241** Fund Appropriation for Fort Monroe Legal and Environmental Technical Services

Appointments

- 36. 06-0227** consider appointments to the Virginia Municipal League (VML) Policy Committees
- 37. 06-0234** consider an appointment to the Board of Visitors of the Eastern Virginia Medical School.
- 38. 06-0235** consider an appointment to the Neighborhood Commission.

AUDIENCES GRANTED TO THE GENERAL PUBLIC

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov